THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION No.5961 of 2001

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10.8.2005

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Between:

Vishnumurthy Labour Contract Coop Society Ltd., Rep by its Chairman Sri Yalla Anasuya Narsimha Murthy, S/o Yakub, Alamru (V&M), E.G.Dist.

..... Petitioner

AND

1 The Chief Eng(R&B) National Highways A.P., Erramanzil, Hydrabad

and another

…Respondents

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ORDER:

The petitioner is a labour contract cooperative society. The first respondent issued a tender notification inviting tenders for tollgate. As per the tender conditions, the tenderers are required to pay Earnest Money Deposit (EMD) and file income tax clearance certificate. The petitioner is aggrieved by the same. According to the petitioner, the labour contract cooperative societies are exempted by the Government from paying EMD and furnishing income tax clearance certificate. The petitioner is sought for declaration that the action of the respondents in insisting payment is bad and illegal.

While admitting the writ petition, this Court directed the respondents to issue tender schedules to the petitioner without insisting the deposit of EMD amount. In that view of the matter, nothing survives in this writ petition.

The writ petition is, accordingly, dismissed.

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(**V.V.S. RAO,J**)

August 10, 2005

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